

PUBLIC HEARING
EMPIRE MERCHANTS NORTH LLC- PROPOSED SHIFT OF OPERATIONS
WEDNESDAY, DECEMBER 3, 2008 – 7:00 P.M.
NEW WINDSOR TOWN HALL
NEW WINDSOR, NEW YORK

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Police Lieutenant Farbent, Comptroller Finnegan, Town Attorney Blythe, Highway Superintendent Fayo

Supervisor Green called to order a Public Hearing regarding the proposed shift of operations for Empire Merchants North LLC in the Empire Development Zone.

The Town Clerk presented proof of publication regarding same, as required by law.

MOTION – CLOSE PUBLIC HEARING

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor close the Public Hearing in the matter of Shift of Operations – Empire Merchants North, LLC at 7:08 p.m.
Roll Call: All Ayes *Motion Carried: 5-0*

MOTION – ADOPT RESOLUTION CONSENTING TO PROPOSED SHIFT OF OPERATIONS

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adopt the following resolution:

- WHEREAS**, Empire Merchants North, LLC (“Empire”) currently operates a sales office facility in the Town of New Windsor which is separate and apart from the current warehouse distribution facilities in City of Kingston, Ulster County and Village of Colonie, Albany County; and
- WHEREAS**, Empire currently employs 24 people at a sales office at 100 Commerce Drive, Suite 103 in the Town of New Windsor; and
- WHEREAS**, operational constraints prevent Empire from building a consolidated distribution facility in the present sales office located in the Town of New Windsor; and
- WHEREAS**, Empire has identified a site in Greene County that is suitable for the expansion of its warehouse and distribution operations; and
- WHEREAS**, the site identified for the expansion of Empire in Greene County is within the Greene County Empire Zone; and
- WHEREAS**, the Town Board of the Town of New Windsor has determined that extraordinary circumstances exist to warrant the shift of operations of Empire into the Greene County Empire Zone.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of New Windsor consents to the shift of operations of Empire from the Town of New Windsor to the Greene County Empire Zone.
Roll Call: All Ayes *Motion Carried: 5-0*

Respectfully submitted,

DEBORAH GREEN
Town Clerk